

## STATE ELECTION COMMISSION

S. C. O. NO. 16-17, SECTOR 20-D, CHANDIGARH

The 31st May, 2007

**No. SEC/4E-III/2007/7863.**—Whereas, the name of Shri Prem Chand son of Shri Waryam Chand was notified as Member Panchayat Samiti, Ward No. 28 of Panchayat Samiti Nathusari Chopta, District Sirsa by the State Election Commission Haryana *vide* its Notification No. SEC/E-III/2005/2673, dated 22nd April, 2005.

And, whereas, the Deputy Commissioner-cum-District Election Officer (Panchayat), Sirsa *vide* his letter No. 943/Panchayat Election-07, dated 22nd February, 2007 had forwarded a copy of orders dated 17th November, 2006 passed by Additional Civil Judge (Senior Division), Sirsa in Civil Suit No. 24-EP/2005 titled “Bahadar Singh son of Jaimal Singh, resident of Modiakhara, District Sirsa *Versus* Prem Chand son of Waryam Chand, resident of Modiakhara, District Sirsa and others” to the Commission for further necessary action. The operative and relevant part of the order dated 17th November, 2006 is reproduced below :—

“The petition is accepted and the election of respondent No. 1 as Member of Panchayat Samiti from Ward No. 28, Block Nathusari Chopta, District Sirsa is set aside. The same are required to be held afresh after considering the nomination papers of petitioner under the rules and affording him opportunity, if any, to remove the objection under the law.

Sd/-

Additional Civil Judge (Sr. Division)

Announced 17th November, 2006

Sirsa.

In view of the above orders of the Hon’ble Additional Civil Judge (Sr. Division), Sirsa, and the recommendation of Deputy Commissioner-cum-District Election Officer, Sirsa, this Commission had issued notification *vide* No. SEC/1E-III/2007/2793, dated 14th March, 2007, in which the name of Shri Prem Chand son of Waryam Chand, Member Panchayat Samiti, Ward No. 28, Panchayat Samiti, Nathusari Chopta mentioned at Serial No. 2 had been denotified.

And, whereas, the Deputy Commissioner-cum-District Election Officer (Panchayat), Sirsa *vide* his letter No. 3574/Panchayat-07, dated 22nd May, 2007 has forwarded a copy of orders dated 22nd March, 2007 passed by the Hon’ble Punjab and Haryana High Court in Civil Revision No. 1584/2007 titled “Prem Chand son of Waryam Chand, resident of Village Modiakhara, District Sirsa *Versus* Bahadar Singh son of Jaimal Singh, resident of Village Modiakhara, District Sirsa and others. The operating and relevant part of the order dated 22nd March, 2007 is reproduced below :—

Notice of motion for 13th July, 2007.

Operation of impugned order shall remain stayed.

Sd/-

Vinod Kumar Sharma,

The 22nd March, 2007

Judge.

Now, in view of the orders dated 22nd March, 2007 of the Hon’ble Judge, Punjab and Haryana High Court and recommendation of the DC-cum-DEO, Sirsa, the State Election Commission hereby stays the operation of orders of denotification in respect of Shri Prem Chand, Member Panchayat Samiti, Nathusari Chopta, Ward No. 28 issued *vide* State Election Commission’s Notification No. SEC/1E-III/2007/2793, dated 14th March, 2007 (mentioned at Sr. No. 2), till further orders.

Chandigarh :

CHANDER SINGH,

The 31st May, 2007

State Election Commissioner, Haryana.